

REFERENCE TITLE: school facilities board; emergency deficiencies

State of Arizona  
Senate  
Forty-seventh Legislature  
Second Regular Session  
2006

# **SB 1245**

Introduced by  
Senator Gray

AN ACT

AMENDING SECTION 15-2022, ARIZONA REVISED STATUTES; RELATING TO THE SCHOOL FACILITIES BOARD.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:  
2       Section 1. Section 15-2022, Arizona Revised Statutes, is amended to  
3 read:

4              15-2022. Emergency deficiencies correction fund; definition

5       A. An emergency deficiencies correction fund is established consisting  
6 of monies transferred from the deficiencies correction fund established by  
7 section 15-2021 or the new school facilities fund established by section  
8 15-2041. The school facilities board shall administer the fund and  
9 distribute monies in accordance with the rules of the school facilities board  
10 to school districts for **UNFORESEEN** emergency purposes. The school facilities  
11 board shall not transfer monies from the deficiencies correction fund and the  
12 new school facilities fund if the transfer will affect, interfere with,  
13 disrupt or reduce any capital projects that the school facilities board has  
14 approved pursuant to sections 15-2021 and 15-2041. The school facilities  
15 board shall transfer to the emergency deficiencies correction fund the amount  
16 necessary each fiscal year to fulfill the requirements of this section.  
17 Monies in the fund are continuously appropriated and are exempt from the  
18 provisions of section 35-190 relating to lapsing of appropriations.

19       B. If the school facilities board determines that there are  
20 insufficient monies in the emergency deficiencies correction fund to correct  
21 an emergency, the school district may correct the **UNFORESEEN** emergency  
22 pursuant to section 15-907.

23       C. If a school district has an **UNFORESEEN** emergency, the school  
24 district shall apply to the school facilities board for funding for the  
25 emergency. The school district's application shall disclose any insurance or  
26 building renewal monies available to the school district to pay for the  
27 **UNFORESEEN** emergency.

28       D. The school facilities board staff shall notify the school district  
29 of the staff's recommendation within five business days of receiving the  
30 application. The school facilities board shall decide on the staff's  
31 recommendation for funding at the next scheduled school facilities board  
32 meeting.

33       E. For the purposes of this section, "**UNFORESEEN** emergency" means a  
34 serious **AND UNFORESEEN** need for materials, services or construction or  
35 expenses in excess of the district's adopted budget for the current fiscal  
36 year and that seriously threaten the functioning of the school district, the  
37 preservation or protection of property or public health, welfare or safety.